

**TITLE:** Open Abutment Supplemental - DL 44.1

**DATE:** 10/05/2017

**PROJECT:** Construction Package No. 2-3

**CONTRACT NO:** HSR13-57

**CONTRACTOR:** Attn: Michael Costa  
 Dragados / Flatiron Joint Venture  
 1775 Park St, Bldg 75  
 Selma, CA 93662

**DESCRIPTION OF CHANGE:**

This supplemental change order for implementation of Authority's Directive Letter No. 044.1 - Open Abutments for type 2 Structures covers the cost to increase the scope of work to provide geotechnical investigation at 28 each Type 2 Structures. The total number of investigations increases by approximately 21 borings and 35 Cone Penetration Tests.

The compensation in this Change Order is per Section 17.9 and Section 23.0 of the General Provisions. The payment below include compensation for all delay costs, overhead costs and profit associated with this change. These costs are agreed as full and complete costs for Group Delta.

The cost of construction, construction support services, VV&SC required for the construction of Open Abutments with a standard bench, clearance, and 1.5:1 slope with slope paving for Primary Type 2 Structures as impacted by Authority's Directive Letter No. 44.1 will be covered under a forthcoming change order after the cost of these services are determined and agreed between DFJV and HSRA.




**DETERMINATION OF TIME IMPACT:**

Consideration of time adjustment will be deferred until completion of work specified in this change order.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
00001		Group Delta geotechnical investigation at 28 each Type 2 Structures of a total of approximately 21 borings and 35 Cone Penetration Tests.	1.0	LS	\$471,577.00	\$471,577.00	0
00002		DFJV Markup	1.0	LS	\$33,010.00	\$33,010.00	0
<b>Total:</b>						<b>\$504,587.00</b>	<b>0</b>

**ATTACHMENTS:**

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Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			

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**Release of Claims** (Book I, Part B.2, clause 17.8 superseded as follows):

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the proposed change.


The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.


**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

**Dragados / Flatiron Joint Venture**

Acceptance by		
Signature	Michael Costa - Project Director	Date
		10/6/17

**California High-Speed Rail Authority**

Submitted by		
Signature	Carole N. Sanders - DB Oversight Manager	Date
		10/9/17

**Approval by**

Signature	Gladys Guzman - Design & Construction Manager	Date
		10/9/17

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Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
	